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010904

3281 U.S. PTO

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.: 2004\_0024

First Named Inventor : Masahiko TSUKUDA et al.

Title: OPTICAL DISC AND MANUFACTURING METHOD FOR THE SAME

Express Mail Label No.:

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

 ADDRESS TO: Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

 1. ☒ Fee Transmittal Form  
(Submit an original, and a duplicate for fee processing)

 7. ☐ CD-ROM or CD-R in duplicate, large table or computer program (Appendix)

 2. ☐ Small Entity Status is hereby asserted.

 8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)

 3. ☒ Specification [Total Pages: 46]

- (preferred arrangement set forth below)
- Descriptive title of the Invention
  - Cross References to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to Sequence Listing, a table, or a computer program listing appendix.

 a. ☐ Computer Readable Form

b. Specification Sequence Listing on:

 i. ☐ CD-ROM or CD-R (2 copies); or

 ii. ☐ Paper

 c. ☐ The paper and computer readable copies are identical

- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description
- Claim(s)
- Abstract of the Disclosure

 4. ☒ Drawing(s) (35 USC 113) [Total Sheets: 14]

 5. ☒ Oath or Declaration [Total Pages: 3]

 a.1. ☐ Newly executed (original or copy)

 a.2. ☐ Unexecuted

 b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 18 completed)

 i. ☐ DELETION OF INVENTOR(S)

 Signed statement attached deleting inventor(s) named  
in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

 6. ☐ Application Data Sheet (see 37 CFR 1.76)

## ACCOMPANYING APPLICATION PARTS

 9. ☐ Assignment Papers (cover sheet & document(s))

 10. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)

☐ Power of Attorney

 11. ☐ English Translation Document (if applicable)

 12. ☒ Information Disclosure Statement (IDS)/PTO-1449

☐ Copies of IDS Citations

 13. ☐ Preliminary Amendment

 14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)

 15. ☐ Certified Copy of Priority Document(s)

(if foreign priority is claimed)

 16. ☐ Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i).

Applicant must attach form PTO/SB/35 or its equivalent.

 17. ☒ Other Claim of Priority Under 35 USC 119

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP) of prior application No. 09/967,935

Prior Application Information: Examiner Tan X. Dinh

Group Art Unit 2653

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

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 THE COMMISSIONER IS AUTHORIZED  
TO CHARGE AND DEPOSIT  
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By: 
 David M. Ovedovitz  
Registration No. 45,386

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January 9, 2004

 031088 U.S. PTO  
10/753363

010904

13281 U.S. PTO  
010904

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of :  
Masahiko TSUKUDA et al. :  
Serial No. NEW : **Attn: APPLICATION BRANCH**  
Filed January 9, 2004 : Attorney Docket No. 2004\_0024

OPTICAL DISC AND MANUFACTURING  
METHOD FOR THE SAME  
(Rule 1.53(b) Divisional  
of Serial No. 09/967,935,  
Filed October 2, 2001)

**PATENT OFFICE FEE TRANSMITTAL FORM**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

THE COMMISSIONER IS AUTHORIZED  
TO CHARGE ANY DEFICIENCY IN THE  
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ACCOUNT NO. 23-0975

Sir:

Attached hereto is a check in the amount of \$770.00 to cover Patent Office fees relating to filing the following attached papers:

Rule 53(b) application ..... \$770.00

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

*The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.*

Respectfully submitted,

Masahiko TSUKUDA et al.

By David M. Ovedovitz  
David M. Ovedovitz  
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